IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the March 30th, 2006

Criminal Misc. Bail Application No. 172 of 2006

Order on the bail application of accused

CRIMINAL SIDE

Sonu S/o Late Prakash
R/o village Basavakheri
P.S. Jhabarera
District Haridwar, U.A. …. Applicant.

Versus

State of Uttaranchal . Respondent.

Arising out of case crime No. 70/2005
Under Sections 302 IPC
Police Station –Jhabarera
District Haridwar

Hon'ble J.C.S. Rawat,J.

Heard Sri Dharmesh Kumar learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. Learned counsel for the applicant contended that the applicant was not nominated in the FIR. Only evidence against the applicant is that he was lastly seen in the company of the deceased and Sukkar has narrated this fact. It is alleged that Sukkar saw the applicant taking liquor with the deceased. It was further contended that there is no other evidence against the applicant except the evidence of Sukkar. It was also contended that the chain of circumstances in which the incident took place is not complete. Considering the aforesaid contentions, facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat,J.)

Dated 30.03.2006
LSR